IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF NORTH CAROLINA WESTERN DIVISION

No. 5:14-CR-00079-F-1
No. 5:16-CV-00956-F

JOSEPH IRVEN POWELL, JR.,

Petitioner,

v.

ORDER

UNITED STATES OF AMERICA,

Respondent.

Having examined Petitioner's motion pursuant to Rule 4(b) of the Rules Governing Section 2255 Proceedings, the United States Attorney is DIRECTED to file an Answer pursuant to Rule 5 of the Rules Governing Section 2255 Proceedings, or to make such other response as appropriate to the above-captioned § 2255 motion, within **forty (40)** days of the filing of this order.

SO ORDERED.

This **30** day of December, 2016.

IAMES C. FOX ' SENIOR UNITED STATES DISTRICT JUDGE